

The Commission is currently evaluating how to proceed with regard to its claims against Mr. Simo, and will comply with any obligations imposed by the Federal Rules of Civil Procedure with regard to the timing of such actions.

DATED: October 26, 2016

/s/ B. David Fraser

B. DAVID FRASER

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CERTIFICATE OF SERVICE

On October 26, 2016, I electronically filed the foregoing *Notice* via the Court's CM/ECF filing system, which will send a notice of electronic filing to all CM/ECF participants. I further certify that I served a true and correct copy of the foregoing document and the notice of electronic filing via UPS and electronic mail on all non-CM/ECF parties and/or their counsel as detailed below:

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/s/ B. David Fraser

B. DAVID FRASER